

2006 Amendments to Charitable Solicitation Law Signed into Law

On June 5, 2006 Acting Governor James R. "Duke" Aiona, Jr. signed into law Act 168, Session Laws of Hawaii. Act 168 makes several important amendments to chapter 467B, Hawaii Revised Statutes, that affect professional solicitors and professional fundraising counsels:

- Solicitors must disclose before attempting to collect any contribution, their full legal name, address and phone number that the contribution is not tax deductible, if such is the case, or the extent to which the contribution is deductible, in whole or in part.
- Exempts individuals whose sole activity is to provide grant writing services from the registration requirements of the law;
- Amends the law to provide that if a professional fundraising counsel procures others to solicit contributions, they must register as a professional solicitor.
- Amends the definition of professional solicitor to clarify that a professional fundraising counsel must register as a solicitor if their compensation is related to the amount of contributions received.
- Provides that the Attorney General may suspend or revoke the registration of a professional solicitor who fails to file an end of solicitation campaign financial report (which is required by section 467B-2.5, HRS).
- Any person aggrieved by administrative action of the Attorney General may request a hearing with ten days after the Attorney General has served notice of the action.
- Eliminates certain required contents of each registration form, including social security numbers.